

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MICHELLE MCGEE, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

NORDSTROM INC.,

Defendant.

Case No. 2:23-cv-01875

**STATUS REPORT AND STIPULATED  
MOTION AND ORDER TO CONTINUE  
TO STAY DEADLINES TO ALLOW  
SETTLEMENT DISCUSSIONS**

Pursuant to the Court’s Order of April 5, 2024 (Dkt. 15), Plaintiff Michelle McGee (“Plaintiff”) and Defendant Nordstrom Inc. (“Nordstrom”) (collectively, the “Parties”) respectfully submit this status report.

1. On February 12, 2024, the Court entered an Order (Dkt. 13) granting the Parties’ Stipulated Motion to Strike Deadlines to Allow Settlement Discussions (Dkt. 12). Pursuant to that Order, and to allow the Parties to determine whether this matter can be resolved before litigation begins, the Court struck all then-current deadlines, including the deadline for Nordstrom to respond to the Complaint and the deadlines set forth in Court’s Order Regarding Initial Disclosures, Joint Status Report, and Early Settlement (Dkt. 9).

2. The Parties continued to engage in good-faith settlement discussions, and, on April 5, 2024, the Court granted the Parties' request to stay all deadlines for an additional 60 days. Dkts. 14, 15. The Court ordered the Parties file a status report by June 4, 2024. Dkt. 15.

3. The Parties have agreed to a formal mediation with Judge Frank Maas, which is scheduled for June 10, 2024. Accordingly, the Parties respectfully request that the Court continue to stay all case deadlines to allow the Parties time to conduct this formal mediation. Subject to the Court's approval, the Parties propose providing a status report regarding their efforts to resolve this matter by June 24, 2024.

4. By entering into this stipulation, the Parties do not waive, and expressly preserve, all rights, remedies, and defenses.

Respectfully submitted this 4<sup>th</sup> day of June, 2024.

CARSON NOEL PLLC

s/ Wright A. Noel

Wright A. Noel, WSBA No. 25264  
20 Sixth Avenue NE  
Issaquah, WA 98027  
E-mail: [wright@carsonnoel.com](mailto:wright@carsonnoel.com)

BURSATOR & FISHER, P.A.

s/ Yitzchak Kopel

Yitzchak Kopel, *pro hac forthcoming*  
Israel Rosenberg, *pro hac forthcoming*  
1330 Avenue of the Americas, 32<sup>nd</sup> Floor  
New York, NY 10019  
E-mail: [ykopel@bursator.com](mailto:ykopel@bursator.com)  
[irosenberg@bursator.com](mailto:irosenberg@bursator.com)

Christopher Reilly, *pro hac forthcoming*  
701 Brickell Avenue, Suite 1420  
Miami, FL 33131  
E-mail: [creilly@bursator.com](mailto:creilly@bursator.com)

*Attorneys for Plaintiff*

DLA PIPER LLP (US)

s/ Austin Rainwater

Austin Rainwater, WSBA No. 41904  
Jeffrey DeGroot, WSBA No. 46839  
Virginia Weeks, WSBA No. 55007  
701 Fifth Avenue, Suite 6900  
Seattle, Washington 98104-7029  
Tel: 206.839.4800  
E-mail: [austin.rainwater@us.dlapiper.com](mailto:austin.rainwater@us.dlapiper.com)  
[jeffrey.degroot@us.dlapiper.com](mailto:jeffrey.degroot@us.dlapiper.com)  
[virginia.weeks@us.dlapiper.com](mailto:virginia.weeks@us.dlapiper.com)

AND

Isabelle L. Ord, *pro hac vice*  
DLA PIPER LLP (US)  
555 Mission Street, Suite 2400  
San Francisco, CA 94105-2933  
E-mail: [isabelle.ord@us.dlapiper.com](mailto:isabelle.ord@us.dlapiper.com)

*Attorneys for Defendant Nordstrom, Inc.*

**ORDER**

IT IS SO ORDERED.

Dated this 4th day of June, 2024.

A handwritten signature in black ink, reading "John H. Chun", written over a horizontal line.

John H. Chun  
United States District Judge